

**REGION 6 REFERS TO DOJ A REQUEST FOR CONSENT DECREE NEGOTIATION UNDER CERCLA WITH THE DOW CHEMICAL COMPANY, SEQUA**

**CORPORATION, & LDL COASTAL LIMITED LP:** On June 11, 2008, Region 6 forwarded a direct referral for consent decree negotiation with the Dow Chemical Company, Sequa Corporation, and LDL Coastal Limited L.P. (PRPs) to the Department of Justice (DOJ) concerning the Gulfco Marine Maintenance Superfund Site (Gulfco Site). The Gulfco Site is an inactive barge cleaning facility where waste disposal containing hazardous substances occurred. The cargoes in the barges being washed at the Site included: fuel oil, crude oil, diesel, oil residues, gas oil, benzene, xylene, toluene, cyclo-hexane, cumene, ethyl benzene, styrene, hydrochloric acid, glycols, methanol, butanol, chloroform, perchloroethylene, vinyl chloride, acetone, methyl ethyl keytone, and vinyl acetate among other barge cargoes. The referral alleges the PRPs under Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. § 9607 (CERCLA or Act). LDL Coastal Limited L.P. is the current owner of certain parts of the Site, formerly utilized for cleaning of barges containing hazardous substances. Sequa Corporation is the parent company to Chromalloy American Corporation, who is a past owner of the Site at the time of disposal of hazardous substances at the Site. The Dow Chemical Company arranged for the disposal or treatment of materials containing hazardous substances which came to be disposed of at the Site. Contacts: Barbara Nann, primary contact, (214) 665-2157; Mark Peycke, additional contact, (214) 665-2135.